

(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Irwin KLEIN

Application No.: 09/998,346

Confirmation No.: 5520

Filed: November 30, 2001

Art Unit: Not Yet Assigned

For: COMPOSITIONS OF STABLE T3 AND
METHODS OF USE THEREOF

Examiner: Not Yet Assigned

RENEWED PETITION UNDER 37 C.F.R. 1.137(B)

MS Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Madam:

This is in response to the Decision mailed by the Patent Office on July 22, 2008, regarding the Petition for Revival of the above-captioned patent application under 37 C.F.R. 1.137(b) submitted on September 6, 2007. A request for reconsideration was initially due on September 22, 2008. Filed herewith is a Petition and fee for a four month(s) extension of time, thereby extending the deadline for filing the request to January 22, 2009. Accordingly, this request is timely filed.

The Patent Office indicated that the Petition and Revocation and Power of Attorney submitted on September 6, 2007 appeared not to be signed by a proper party of interest since the chain of title on the 3.73(b), also submitted on September 6, 2007, was not consistent with the recorded assignment records in the Patent Office for the above application. Applicants hereby submit that the chain of title submitted on September 6, 2007 has now been recorded with the Patent Office. Reconsideration of the Petition under 37 C.F.R. 1.137(b) is hereby respectfully requested.

Respectfully submitted,

Dated: January 22, 2009

By 

Charles Kim

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Irwin KLEIN et al.

Application No.: 09/998,346

Confirmation No.: 5520

Filed: November 30, 2001

Art Unit: 1654

For: COMPOSITIONS OF STABLE T₃ AND
METHODS OF USE THEREOF

Examiner: B. Chism

RESPONSE TO RESTRICTION REQUIREMENT

MS Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This is in response to the restriction requirement set forth in the Office Action mailed August 30, 2005 (Paper No. 20050823), for which a response was due on September 30, 2005. This response is filed along with a Petition for Revival of an Application for Patent Abandoned Unintentionally under 37 CFR §1.137(b).

The Examiner has required restriction between the following inventions as required under 35 U.S.C. § 121:

Group I: Claims 1-25, drawn to composition of T₃, serum albumin and water;

Group II: Claims 26-40, drawn to method of treating cardiac arrest.

Applicants hereby elect without traverse Group I, Claims 1 through 25 for continued examination.

Applicants expressly reserve the right under 35 U.S.C. § 121 to file a divisional application directed on the nonelected subject matter during the pendency of this application, or an application claiming priority from this application.

Dated: 8.20.2007

Respectfully submitted,

By KIRK R. WADDEUS, PhD
THE FEINSTEIN INSTITUTE FOR MEDICAL RESEARCH
350 COMMUNITY DRIVE
MANHASSET, NY 11030 USA

Dated:

Respectfully submitted,

By _____

Applicants expressly reserve the right under 35 U.S.C. § 121 to file a divisional application directed on the nonelected subject matter during the pendency of this application, or an application claiming priority from this application.

Dated:

Respectfully submitted,

By _____

Dated: 1/22/09

Respectfully submitted,

By CRP